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Attorney's Docket No.: 21121-007US1/2307US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : James Keck et al.

Serial No. : 09/601,997

Filed : December 15, 2000

Cust. No. : 20985

Title : NON-BACTERIAL CLONING IN DELIVERY AND EXPRESSION OF
NUCLEIC ACIDS

Art Unit : 1633

Examiner : Janet L. Epps-Ford

Conf. No. : 5984

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

TRANSMITTAL LETTER

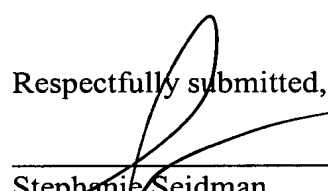
Dear Sir:

Transmitted herewith are a Supplemental Information Disclosure Statement (3 pages), Form PTO-1449 (1 page), cited non U.S. patent documents listed on the form PTO-1449, documents listed in table of Supplementary Information Disclosure Statement (6 documents, including European Office Action, 2 Canadian Office Actions, and 3 U.S. Office Actions), and a return postcard for filing in connection with the above-identified application. Because this Supplemental Information Disclosure Statement is filed with a Request for Continued Examination and prior to receipt of a first Office Action on the merits for the above-captioned application, a fee for filing this statement should not be due. However, should it be determined that a fee for filing these papers is required, the Commissioner is authorized to charge Deposit Account No, 06-1050, as stated below:



The Commissioner is hereby authorized to charge any fees that may be due in connection with this paper or with this application during its entire pendency to Deposit Account No. 06-1050. A duplicate of this sheet is enclosed.

Respectfully submitted,


Stephanie Seidman
Reg. No. 33,779

Attorney Docket No. 21121-007US1/2307US

Address all correspondence to:

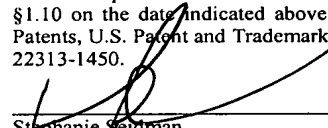
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CERTIFICATE OF MAILING BY "EXPRESS MAIL"

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Date of Deposit September 26, 2007

I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and is addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA, 22313-1450.


Stephanie Seidman



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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT IN
ACCORDANCE WITH 37 C.F.R. §§1.97-1.98**

This Supplemental Information Disclosure Statement is filed with a Request for Continued Examination of the above-captioned application and prior to receipt of an Office Action. Thus, a fee for filing this statement should not be due. If, however, it is determined that a fee is due, any fees that may be due in connection with filing this paper may be charged to Deposit Account No. 06-1050.

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 to inform the Patent Office of all information known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Supplemental Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§1.97-1.98. Forms PTO-1449 (1 page) and copies of the cited non U.S. Patent documents are provided herewith in connection with the above-captioned application.

The documents cited on the Forms PTO-1449 are in the English language. Hence, in accordance with the requirements of 37 C.F.R. §1.98, as amended effective March 16, 1992, no further explanation of the listed items is necessary.

In accordance with the requirements of 37 C.F.R. §1.98, the following documents are provided for consideration by the Examiner:

1-2) Office Actions, issued March 28, 2002 and April 1, 2003, in connection with Canadian Patent Application Serial No. 2,315,242 (Attorney Docket No. 21121-

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Stephanie Saidman

007CA1/2307CA), now issued, which is a national stage filing of International Patent Application No. PCT/US98/27942.

3) Office Action, issued April 25, 2003, in connection with European Patent Application Serial No. 98965565.9 (Attorney Docket No. 21121-007EP1/2307EP), now issued patent EP1037972, which is a national stage filing of International Patent Application No. PCT/US98/27942. In the Office Action, Examiner cites two documents:

D1) DE 4424762

D2) WO 94/20618

4-6) Office Actions, issued October 13, 1999, April 10, 2000, and December 1, 2000, in connection with U.S. Patent Application Serial No. 09/200,013 (Attorney Docket No. 21121-007003/2307C), which is a divisional of U.S. Patent Application Serial No. 08/995,234.

The instant application is a national stage filing of International Patent Application No. PCT/US98/27942, which claims priority to U.S. Application Serial No. 08/995,234.

The table below lists Documents 1-6 and includes a column that provides a space next to each document to be considered, for the Examiner's initials.

Examiner Initial	Document No.	Document
	1	Office Action, issued March 28, 2002, in connection with Canadian Patent Application Serial No. 2,315,242
	2	Office Action, issued April 1, 2003, in connection with Canadian Patent Application Serial No. 2,315,242
	3	Office Action, issued April 25, 2003, in connection with European Patent Application Serial No. 98965565.9
	4	Office Action, issued October 13, 1999, in connection with U.S. Patent Application Serial No. 09/200,013
	5	Office Action, issued April 10, 2000, in connection with U.S. Patent Application Serial No. 09/200,013
	6	Office Action, issued December 1, 2000, in connection with U.S. Patent Application Serial No. 09/200,013

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references or information, singly or in any combination thereof, is effective as prior art against the subject

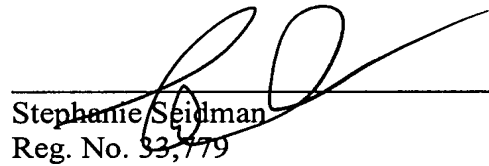
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Supplemental Information Disclosure Statement

application. In accordance with 37 C.F.R. §1.97 (g) and (h), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56 (b) exists.

Applicant respectfully requests that the Examiner review the foregoing information and that it be made of record in the file history of the above-captioned application.

Respectfully submitted,



Stephanie Seidman
Reg. No. 33,779

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